

The opinion in support of the decision being entered today was *not* written for publication is *not* binding precedent of the Board.

Paper No. 18

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

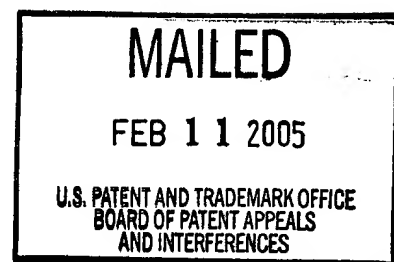
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Ex parte HARITA *et al.*

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Appeal No. 2005-0676  
Application 09/788,428

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ORDER REMANDING TO EXAMINER

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On February 1, 2005, Applicants filed a Request for Copy of Supplemental Examiners Answer and Restarting of Period for Response (Paper No. 17). The basis for the request is that Applicants allege that the Supplemental Examiner's Answer dated November 11, 2004, was never received in their law office.

Accordingly, it is

ORDERED that the application be remanded to the examiner for consideration and for such further action as may be appropriate.

Appeal No. 2005-0676  
Application 09/788,428

This application, by virtue of its "special" status, requires an immediate action, see MPEP 708.01, item (D). It is important that the Board of Patent Appeals and Interferences be promptly informed of any action affecting the appeal in this case.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

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